1 Lincoln D. Bandlow, Esq. (CA #170449) lincoln@bandlowlaw.com 2 Law Offices of Lincoln Bandlow, PC 1801 Century Park East, Suite 2400 3 Los Angeles, CA 90067 Tel.: (310) 556-9680 4 Fax: (310) 861-5550 5 Attorney for Plaintiff 6 Strike 3 Holdings, LLC 7 8 UNITED STATES DISTRICT COURT 9 NORTHERN DISTRICT OF CALIFORNIA 10 SAN FRANCISCO DIVISION 11 12 Case Number: 5:21-cy-00760-VKD STRIKE 3 HOLDINGS, LLC, 13 Plaintiff, Honorable Virginia K. DeMarchi 14 15 VS. DECLARATION OF LINCOLN D. JOHN DOE subscriber assigned IP address BANDLOW IN SUPPORT OF 16 73.162.81.234, PLAINTIFF'S APPLICATION FOR ENTRY OF CLERKS DEFAULT 17 PURSUANT TO FED. R. CIV. P. 55(a) Defendant. 18 19 20 I, Lincoln D. Bandlow, declare as follows: 21 1. I am over the age of 18 and am otherwise competent to make this declaration. I 22 am an attorney duly licensed and authorized to practice in the State of California and I am 23 counsel for Plaintiff Strike 3 Holdings, LLC ("Strike 3" or "Plaintiff") in the above-titled action. 24 I make this Declaration in Support of Plaintiff's Application for Entry of Clerk's 25 Default Pursuant to Fed. R. Civ. P. 55(a). I have personal knowledge of the facts stated in this 26 declaration and, if called upon to do so, I could and would competently testify thereto. 27 28 1

- I have been informed by our process server that on February 24, 2021,
 Defendant, Emmanuel Andaya, was personally served with a copy of the Summons and Complaint.
- 4. More than twenty-one (21) days have elapsed since the Defendant, Emmanuel Andaya, was served.
- 5. Defendant, Emmanuel Andaya, has failed to plead or otherwise defend Plaintiff's claims.
- 6. Defendant, Emmanuel Andaya, on information and belief, is not on active duty in the U.S. Military.
- 7. Defendant, Emmanuel Andaya, on information and belief, is not a minor or an otherwise incompetent person.

I hereby declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Executed on this 11th day of May, 2021.

Lincoln D. Bandlow